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IN THE

Supreme Court of the United States

October Term, 1968

No. 586

ROMEO TRUJILLO-M,

Petitioner,

—against—

THE BANK OF NOVA SCOTIA,

Respondent.

SUPPLEMENTAL APPENDIX TO PETITION FOR A WRIT OF CERTIORARI TO THE APPELLATE DIVISION OF THE SUPREME COURT OF THE STATE OF NEW YORK; FIRST DEPARTMENT

MICHAEL M. PLATZMAN
Counsel for Petitioner
475 5th Avene
New York, N. Y. 10017
(212) MU 3-7079

BLATT PRESS, 445 GREENWICH STREET, NEW YORK, N. Y. 10013 WO 6-5529

Judgment of Affirmance

SUPREME COURT

NEW YORK COUNTY

Index No. 251/66

ROMEO TRUJILLO-M,

Plaintiff,

—against—

THE BANK OF NOVA SCOTIA,

Defendant.

A motion having been made herein by the defendant The Bank of Nova Scotia against the plaintiff Romeo Trujillo-M for summary judgment and plaintiff having cross-moved for summary judgment against defendant, and said motions having come on to be heard before Hon. Irving H. Saypol, at Special Term, Part I, of the Supreme Court, New York County, on the 31st day of March, 1966, and the Court, after due deliberation having granted defendant's request for summary judgment against the defendant, and an order having been duly signed by the Court, and entered in the Office of the Clerk of the Supreme Court, New York County on the 20th day of October 1966, dismissing plaintiff's complaint, and a judgment thereon having been entered in the Office of the Clerk of New York County on the 3rd day of November, 1966, and an appeal having been taken by the plaintiff from said judgment to the Appellate Division, First Department, pursuant to a notice of appeal dated November 10, 1966, and said appeal having come before the Appellate Division, First Depart-

ment, on the 2nd day of February 1968, the Appellate Division, First Department, after due deliberation by an order dated the 20th day of February 1968 having unanimously affirmed the order and judgment appealed from dismissing plaintiff's complaint, and having granted defendant-appellant Nova Scotia $50.00 costs on the appeal, and the remittitur of the Appellate Division, First Department having been filed herein,

Now, on motion of Shearman & Sterling, attorneys for the defendant The Bank of Nova Scotia, it is

ADJUDGED that the judgment so appealed from be and the same is hereby in all things affirmed, and it is further

ADJUDGED that the defendant, The Bank of Nova Scotia, located at 37 Wall Street, New York, New York, recover of plaintiff Romeo Trujillo-M, residing in the County of Dade, State of Florida, the sum of $644.10 costs and disbursements as taxed and that defendant have execution therefor.

JUDGMENT signed and entered this 26th day of March, 1968.

JAMES MCGURRIN
Clerk

FILED
Mar. 26, 1968
N. Y. County Clerk's Office

Order of Affirmance on Appeal from Order and Judgment

At a term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York, on the 20th day of February, 1968.

Present—

HON. HAROLD A. STEVENS,
Justice Presiding

" ARON STEUER,
" GEORGE TILZER,
" BENJAMIN J. RABIN,
" EARLE C. BASTOW,

Justices.

ROMEO TRUJILLO-M,

Plaintiff-Appellant,

—against—

THE BANK OF NOVA SCOTIA,

Defendant-Respondent.

An appeal having been taken to this Court by the Plaintiff-appellant from an order of the Supreme Court, New York County, entered on the 20th day of October, 1966, denying plaintiff's motion for summary judgment and granting defendant's motion for summary judgment dismissing the complaint and from the judgment entered in the office of the Clerk of the County of New York on the 3rd day of November, 1966, and said appeal having been argued by

Order of Affirmance on Appeal from Order and Judgment

Mr. Michael M. Platzman, of counsel for the appellant, and by Mr. Henry Harfield, of counsel for the respondent; and due deliberation having been had thereon,

It is hereby unanimously ordered and adjudged that the order and judgment so appealed from be and the same are hereby, in all things, affirmed; and that the respondent recover of the appellant $50 cost of this appeal.

Enter:

HYMAN W. GAMSO
Clerk.